

Notice of Allowability

Application No.

10/723,366

Examiner

Charles E. Cooley

Applicant(s)

CORNAY ET AL.

Art Unit

1723

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the response filed 7 AUG 2006.
2. ☒ The allowed claim(s) is/are 1-6.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other

Charles E. Cooley
Primary Examiner
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EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
2. The application has been amended as follows:

Amendments to the Title:

Replace the title with -- METHOD OF SEPARATING MATERIALS WITH A CONCENTRIC TUBULAR CENTRIFUGE --.

Amendments to the Specification:

Replace the paragraph beginning on page 1, at line 3, with the following paragraph, marked to show changes:

This application is a divisional patent application of copending U.S. Patent Application Serial No. 09/828,296, filed April 6, 2001, entitled CONCENTRIC TUBULAR CENTRIFUGE, now U. S. Patent No. 6,966,874; which claims the benefit of U.S. Provisional Application Serial No. 60,215,499, filed June 30, 2000, entitled CONCENTRIC TUBULAR CENTRIFUGE and U.S. Provisional Application Serial No. 60/195,686, filed April 7, 2000, entitled CENTRIFUGAL OXIDATION REACTOR and is

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a continuation-in-part of copending U.S. Patent Application Serial No. 09/707,430 filed November 6, 2000, entitled CONCENTRIC TUBULAR CENTRIFUGE, now U. S. Patent No. 6,808,481; which is a continuation of U.S. Patent Application Serial No. 09/298,272 filed April 23, 1999, entitled CONCENTRIC TUBULAR CENTRIFUGE, now U.S. Patent No. 6,142,924; which is in turn a continuation application of U.S. Patent Application Serial No. 08/950,377 filed October 14, 1997, entitled CONCENTRIC TUBULAR CENTRIFUGE, now U.S. Patent No. 5,944,648; all of which are incorporated herein by reference as if fully set forth herein.

Amendments to the Claims:

CANCEL nonelected claims 7-60, without prejudice.

* * *

3. The above changes were made by the examiner to place the application in immediate condition for allowance. The changes were made to update the status of parent applications and to cancel claims nonelected without traverse, subject to the filing of one or more continuation or divisional applications.
4. Any comments considered necessary by applicant must be submitted no later than the payment of the Issue Fee and, to avoid processing delays, should preferably

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accompany the Issue Fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charles E. Cooley whose telephone number is (571) 272-1139. The examiner can normally be reached on Mon-Fri.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wanda Walker can be reached on (571) 272-1151. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

A handwritten signature in black ink that reads "Charles Co". The signature is fluid and cursive, with the first name "Charles" and the last name "Co" (likely short for Cooley) written in a stylized manner.

Charles E. Cooley
Primary Examiner
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21 September 2006